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TOWNSEND and CREW LLP

Attorney Docket No.: 018781-005810L Client Reference No.: T00-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Juan C. Jaen Derek E. Piper Jay 7. Powers Nigel P.C. Walker

Application No.: 09/828,270

Filed: April 5, 2001

For: NS5B HCV POLYMERASE

**INHIBITORS** 

**Assistant Commissioner for Patents** Washington, D.C. 20231

Examiner:

Shareill Coles

Art Unit:

1651

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97 and

§1.98

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed. Also enclosed is a copy of the Search/Examination report corresponding to the PCT application. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Juan C. Jaen Derek E. Piper Jay P. Powers Nigel P.C. Walker

Application No.: 09/828,270

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As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that <u>no fee is required</u> for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

William B. Kezer Reg. No. 37,369

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WC 9036187 v1

+ Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Substitute for form 1449A/PTQ Complete if Known **Application Number** 09/828,270 EINFORMATION DISCLOSURE Filing Date April 5, 2001 TEMENT BY APPLICANT First Named Inventor Powers, Jay Group Art Unit 1651 (use as many sheets as necessary) **Examiner Name** Attorney Docket Number 018781-005810US

| 5005 F                            |                          |        |         | Group Art Unit               |                        | 1651                          | <u> </u>                                   |     |  |
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| (use as many sheets as necessary) |                          |        | y)      | Examiner Name                |                        |                               |  |     |  |
| Sheet                             | 1                        | of 2   |         |                              | Attorney Docket Number |                               | 018781-005810US                            |     |  |
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| Examiner<br>Initials *            | Cite<br>No. <sup>1</sup> | Number |         | d Code <sup>2</sup><br>nown) |                        | ntee or Applicant<br>Document | Date of Publication Cited Docume MM-DD-YYY | ent | Where Relevant Passages or Relevant Figures Appear |
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| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Foreign Patent Document |                     |                                   | Nome of Datastas                                      | Data of Dublication of                                 | Pages, Columns, Lines,                                   |                |
|                       |                          | Office <sup>3</sup>     | Number <sup>4</sup> | Kind Code <sup>5</sup> (if known) | Name of Patentee<br>or Applicant of<br>Cited Document | Date of Publication of<br>Cited Document<br>MM-DD-YYYY | Where Relevant<br>Passages or Relevant<br>Figures Appear | T <sup>6</sup> |
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|                       | AC                       | PCT                     | WO 00 1057          | 3                                 | Bailey, T.R.  | 03-02-2000   |  |                |

| Examiner<br>Signature | Date<br>Considered | ,,, |
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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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| Substitute for form 1449B/PTO     | Complete if Known      |                 |  |  |
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| INFORMATION DISCLOSURE            | Filing Date            | April 5, 2001   |  |  |
| STATEMENT BY APPLICANT            | First Named Inventor   | Powers, Jay     |  |  |
| _                                 | Group Art Unit         | 1651            |  |  |
| (use as many sheets as necessary) | Examiner Name          |                 |  |  |
| Sheet 2 of 2                      | Attorney Docket Number | 018781-005810US |  |  |
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| CHART                  |              | OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS  | <u> </u>            | _B   |
| Examiner<br>Initials * | Cite<br>No.1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.  | H 160               | 5 70 |
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